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STATEMENT BY APPLICANT**
(Not for submission under 37 CFR 1.99)

Application Number	10537117
Filing Date	2005-07-01
First Named Inventor	Daisuke Awakura
Art Unit	1611
Examiner Name	Sznajzman, Marcos L.
Attorney Docket Number	10742.00

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1	Miyake, et al. "Phosphate Response of Rice in Indonesian Paddy Fields" Technical Bulletin of the Tropical Agriculture Research Center (1984) No. 17, pages 1 - 78.	<input type="checkbox"/>
2	Mohit-Singh, et al. "Effect of Interation of Nitrogen, Phosphorus and Potash on Alternaria Leaf Spot and Fruit Rot of Brinjal" Farm Science Journal (1988) Vol. 3(a), pages 21-23. CAB Abstract.	<input type="checkbox"/>
3	Mucharrromah, et al. "Oxalate and Phosphates Induce Systemic Resistance Against Diseases Caused by Fungi, Bacteria and Viruses in Cucumber" Kentucky Agricultural Experiment Station journal paper (July 1990), 6 pages.	<input type="checkbox"/>
4	Muchovej et al., "Effect of Exchangeable Soil Aluminum and Alkaline Calcium Salts on the Pathogenicity and Growth of Phytophthora capsici from Green Pepper," Phytopathology, 70, pages 1212-1214, 1980. (no month)	<input type="checkbox"/>
5	Mustika, et al. "Control of Pepper Yellow Disease with Fertilizer and Pesticides" Pemberitaan, Penelitian Tanaman Industri Indonesia (1984) Vol. 9(50), pages 37-43.	<input type="checkbox"/>
6	Nayudu, et al. "Bacterial Spot of Tomato as influenced by Temperature and by Age and Nutrition of the Host" Phytopathology (May 1960) Vol. 50, pages 360-363.	<input type="checkbox"/>
7	Nellsen, et al. "Response of Fruit Trees to Phosphorus Fertilization" Acta Horticultae (1990) No. 274, pages 347-359.	<input type="checkbox"/>
8	Ouimette, et al. "Comparative Antifungal Activity of Four Phosphonate Compounds Against Isolates of Nine Phytophthora Species" Phytopathology (February 1989) Vol. 79(7), pages 761-767.	<input type="checkbox"/>
9	PhilomBios DowElanco, "Provide" Product Information Brochure published by PhilomBios DowElanco, Winnipeg, Canada (no date), 8 pages.	<input type="checkbox"/>
10	Prusky and Keen, "Involvement of Preformed Antifungal Compounds in the Resistance of Subtropical Fruits to Fungal Decay" Plant Disease (1993) Vol. 77(2), pages 114-119.	<input type="checkbox"/>
11	Rashid, et al. "Effects of Nitrogen, Phosphorus and Sulfur Fertilizer Combinations on the Severity of Alternaria, Drechslera and Bacterial Leaf Blights of Wheat" Bangladesh Journal of Plant Pathology (1985) Vol. 1(1) pages 33-39 CAB Abstract.	<input type="checkbox"/>

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12	Reis, et al. "Effect of Mineral Nutrition on Take-all of Wheat" <i>Ecology and Epidemiology: Phytopathology</i> (1982) Vol. 72 (2), pages 224-229.	<input type="checkbox"/>
13	Robertson and Boyer, "The Biological Inactivity of Glucose 6-Phosphate, Inorganic Phosphites and Other Phosphites," <i>Archives of Biochemistry and Biophysics</i> , Vol. 62, 380-395, 1956.	<input type="checkbox"/>
14	Robertson, et al. "Orthophosphate as a Buffer for Biological Studies" <i>Archives of Biochemistry and Biophysics</i> (1956), Vol. 62, pages 396-401.	<input type="checkbox"/>
15	Rothbaum et al., "The Use of Red Phosphorus as a Fertilizer. Part 1. Rates of Oxidation of Red Phosphorus in Soil," <i>New Zealand Journal of Science</i> , 7, pages 51-66, 1964 (no month).	<input type="checkbox"/>
16	Rothbaum and Kit, "The Use of Red Phosphorus as a Fertiliser. Part 2. Extended Studies on Oxidation Rates of Red Phosphorus," <i>New Zealand Journal of Science</i> , 7, pages 67-74, 1964 (no month).	<input type="checkbox"/>
17	Widdowson (and Rothbaum) et al., "The Use of Red Phosphorus as a Fertiliser. Part 3. Spot Trials with Perennial Ryegrass and White Clover," <i>New Zealand Journal of Science</i> , 7, pages 427-455, 1964 (no month).	<input type="checkbox"/>
18	Rothbaum and Baile, "The Use of Red Phosphorus as a Fertiliser. Part 4. Phosphate Retention in Soils," <i>New Zealand Journal of Science</i> , 7, pages 446-451 1964 (no month).	<input type="checkbox"/>
19	Rothbaum, H.P., "The Use of Red Phosphorus as a Fertiliser. Part 5. The Effect of Copper on the Oxidation Reaction of Red Phosphorus," <i>New Zealand Journal of Science</i> , 8, pages 388-397, 1965 (no month).	<input type="checkbox"/>
20	Smilke, et al. "The Mode of Action of Phosphate: Evidence for Both Direct and Indirect Modes of Action on Three Phytophthora spp. in Plants" <i>Phytopathology</i> (1989) Vol. 79(9), pages 921-926.	<input type="checkbox"/>
21	Sparks, "Growth of Nutrition of Pecan Seedlings from Potassium Phosphate Foliar Sprays" <i>Hort-Science</i> , (1986) Vol. 21, pages 451-453.	<input type="checkbox"/>
22	Sukarno et al., "The Effect of Fungicides on Vesicular-Arbuscular Mycorrhizal Symbiosis," <i>New Phytologist</i> (1993) Vol. (25), pages 139-147.	<input type="checkbox"/>

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23	Toerien and Slabbert, "Phosphorous Nutrition of Avocados Through Trunk Injection," Avocado Grower, page 10, January 1985.	<input type="checkbox"/>
24	Tsubota, Goro, "Phosphate Reduction the Paddy Field I, Soil and Plant Food," (1959) Vol. 5(1), pages 10-15.	<input type="checkbox"/>
25	Unknown, "Foliar Applications Do Double Duty" Citrograph (May 1990) Vol. 75(7), page 161.	<input type="checkbox"/>
26	Unknown, Abstract entitled "Agricola (1970-1978)," (Unknown publication), 1 page, 1992.	<input type="checkbox"/>
27	Labels for "Resistim," a product of Mandops (UK) Limited, undated but believed to be before Feb. 7, 1993.	<input type="checkbox"/>
28	Unknown, "Don't Back Away from a Phosphate Confrontation," (unknown publication), page 5, April 21, 1992.	<input type="checkbox"/>
29	Walters, et al. "Induction of Systemic Resistance to Rust in Vicia Faba by Phosphate and EDTA: Effects of Calcium" Plant Pathology (1992) Vol. 4, page 444-448.	<input type="checkbox"/>
30	W.B. McLean & Sons of Clemont Florida, Facsimile Correspondence to Mr. Gurney; (no date), 2 pages.	<input type="checkbox"/>
31	W.B. McLean & Sons of Clemont Florida, Correspondence to Mr. Lex; (no date), 2 pages.	<input type="checkbox"/>
32	Wild, Brian, "Enhanced Natural Decay Control in Citrus Fruit" Published by Gosford Horticulture Postharvest Laboratory Gosford, NSW (no date), 7 pages.	<input type="checkbox"/>
33	Yuda et al, "Search for Efficient Phosphorus Fertilization," Proc. International Society Citriculture, 1981 (no month).	<input type="checkbox"/>

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34	The Regents of The University of California and Biagro Western Sales, Inc., v Actagro, LLC, 2004 U.S APP. LEXIS 15663, no month.	<input type="checkbox"/>
35	Rhone-Poulenc Agrochimie, S.A., v. Biagro Western Sales, Inc., 1994 U.S. Dist. LEXIS 20754; 35 U.S.P.Q. 2D(BNA) 1203, no month.	<input type="checkbox"/>
36	Biagro Western Sales, Inc. and the Regents of The University of California v. Grow More, Inc. 423 F. 3d 1296, CA Fed. (Cal.) 2005, 76 U.S.P.Q. 2d 1347, no month.	<input type="checkbox"/>
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